

THURSDAY, MARCH 31, 1966

SEVENTY-SEVENTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by William P. Mullins, Jr., First United Methodist Church, McKenzie, Tennessee, guest of Representative Roy Herron.

Representative Roy Herron led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 96

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frenaley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odorn, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

The Speaker announced that Representative Davis (Gibson) was excused because of an out of town meeting.

Rep. Chiles was recorded as being present in the Chamber.

REGULAR CALENDAR

House Bill No. 1780 -- Taxes, Sales -- Changes requirements for local governments wishing to participate in local option revenue act. Amends TCA, Title 67, Ch. 6, Pt. 7.

Rep. Bragg moved that House Bill No. 1780 be re-referred to the Calendar and Rules Committee, which motion prevailed.

*House Bill No. 2336 -- Highways, Roads and Bridges -- Adds to Class II rural roads portions of Natchez Trace Parkway and Foothills Parkway. Amends TCA 54-17-114.

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

On motion, House Bill No. 2336 was made to conform with Senate Bill No. 2386.

On motion, **Senate Bill No. 2386**, on same subject, was substituted for House Bill No. 2336.

Rep. Odom moved passage of Senate Bill 2386 on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 93.

Representative present and not voting was: Bragg -- 1.

A motion to reconsider was tabled.

House Bill No. 2001 -- Insurance, Health, Accident -- Enacts "Medicare Supplement Insurance Protection Act of 1988". Amends TCA, Title 47, Ch. 18; Title 56, Chs. 6, 7.

Rep. Herron moved that House Bill No. 2001 be passed on third and final consideration.

Rep. Starnes moved to amend as follows:

Amendment No. 1

Amend House Bill No. 2001 by deleting from Section 6 the word and number "sixty (60)" and substituting instead "thirty (30)".

AND FURTHER AMEND by deleting Section 8 in its entirety and substituting instead the following:

SECTION 8. Tennessee Code Annotated, Section 56-7-1402(a)(10) regarding Medicare Supplement Insurance shall be amended by adding after

"replacement" the words "and duplication, which shall include a requirement that the agent either fill out and sign a statement setting forth what the new policy provides that the existing policy does not or give to the applicant, prior to the completion of the application, a policy comparison provided by the department of commerce and insurance."

Any requirement that the Department of Commerce and Insurance furnish such comparisons shall be subject to the limits of any appropriation by the General Assembly to fund such an undertaking.

AND FURTHER AMEND by deleting the directory language of Section 9 and the first paragraph which concludes with a colon of the amendatory language of Section 9 and substituting instead the following:

SECTION 9. Tennessee Code Annotated, Section 56-7-1404 regarding Medicare Supplement Insurance is amended by adding a new subsection (f).

(f) The Commissioner shall promulgate regulations dealing with the disclosure of what policies pay on the Medicare Part B services (doctor bills) which are in excess of Medicare's approved charges. The regulations shall require that the outline of coverage shall explain Medicare assignment and state in clear, concise, understandable, standardized language what the policy pays when the doctor does not accept assignment. Such description shall be labeled "Excess doctor bills" and shall be separated from the other Part B descriptions and shall include any upper limit on policy payment and any deductible. The Commissioner shall, to the greatest extent possible, require the outline of coverage to state what the policy pays on such "excess doctor bills" in terms of:

AND FURTHER AMEND by deleting Section 11 in its entirety and substituting instead the following:

SECTION 11. Unfair and deceptive acts in the sale of Medicare Supplement Insurance.

(a) An insurance company or agent which commits an unfair or deceptive act in the sale or offering for sale or administration of Medicare Supplement Insurance shall be subject to the Consumer Protection Act as set forth in Tennessee Code Annotated, Title 47, Chapter 18, Part 1, except for Section 47-18-111, the second sentence of Section 47-18-115 and the following language from Section 47-18-113(a):

provided, however, the provisions of this part shall not alter amend or repeal the provisions of the Uniform Commercial Code relative to express or implied warranties or the exclusion or modification of such warranties.

Provided, however, nothing in Sections 47-13-106 to 67-18-108 nor this act shall require the consumer affairs division to duplicate services being provided by the insurance division of the department of commerce and insurance.

(b) In the sale, offering for sale or administration of Medicare Supplement Insurance, unfair or deceptive acts shall include, but not be limited to:

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

(1) In the case of the insurance agent:

(A) Misrepresenting the terms of the policy.

(B) Inaccurately filling out an insurance application when the agent knows or has reason to know it is inaccurate.

(C) Failing to comply with all requirements of this act.

(D) Selling unnecessary duplicative or replacement policies to a policyholder without a substantial financial benefit to the policyholder. Selling two (2) or more Medicare supplement policies to the same person at the same or at different times shall create a presumption that the agent is selling unnecessary duplicative or replacement policies unless there is a substantial financial benefit to the policy holder.

(E) Selling a Medicare Supplement policy to someone who has Medicaid because he or she receives Supplemental Security Income (SSI) unless the insured separately signs a waiver which states "I understand Medicaid covers some or all of the benefits covered by this policy. Also, this policy may have to be paid to Medicaid. However, I still desire this policy."

(i) The waiver required above shall be on a form separate from the application prescribed by the commissioner with letters of contrasting color and 18-point type.

(ii) The insurance agent must promptly notify and give the name and address of those individuals who have purchased a policy in conjunction with SSI to the department of commerce and insurance.

(F) Selling a Medicare Supplement policy to someone who already has a Medicare supplement policy unless the new policy provides for a substantial increase in benefits or a substantial reduction in premiums or is to replace a policy for which claims have been inappropriately denied or unnecessarily delayed (unless the new policy covers preexisting conditions immediately).

(2) In the case of a company:

(A) Failing to ask in the application whether the applicant receives Supplemental Security Income.

(B) Failing to ask in the application whether the applicant has a Medicare Supplement policy.

(C) Encouraging, by any method, agents to sell duplicative or replacement policies that are not in the best interests of the policyholder and/or to commit unfair or deceptive acts.

(D) Using advertising and/or outlines of coverage which has not been filed with the department of Commerce and Insurance in accordance with its rules and regulations on which has been disapproved by the department in accordance with such rules.

(E) Failing to comply with all requirements of this act.

AND FURTHER AMEND by deleting from Section 14 the date "July 1, 1988" and substituting instead the date "January 1, 1989".

On motion, Amendment No. 1 was adopted.

Rep. Starnes moved to amend as follows:

Amendment No. 2

Amend House Bill No. 2001 by deleting Section 10 in its entirety and substituting instead the following:

Section 10. With respect to any policy of Medicare Supplement insurance in a replacement transaction, as the term has been defined by the commissioner the following are unfair or deceptive acts and should be sanctioned as provided in Title 56, Chapter 8:

(a) In the case of any insurer, failing to provide an unconditional refund offer of at least thirty (30) days from the date of delivery of the policy;

(b) In the case of any insurer failing to send by certified or registered mail any notice required by statute or rule to an existing insurer; or

(c) In the case of a Medicare Supplement insurance agent, failing to give notice to an applicant for Medicare Supplement insurance of the adverse consequences which may result from surrendering an existing insurance policy prior to the determination of insurability by the replacing insurer. The notice shall be in the form prescribed by the commissioner and receipt of such notice shall be acknowledged by signature of the applicant. A copy of the signed notice shall be provided to the existing insurer in accordance with rules adopted by the commissioner.

On motion, Amendment No. 2 was adopted.

Thereupon, Rep. Herron moved that House Bill No. 2001, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	94
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, King, Kisber, Lawson, Long, Love, May, McAfee, Miller,

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

***House Bill No. 2396** -- Annexation -- Provides state shared taxes remain with county until July 1, following annexation. Amends TCA, Title 6, Ch. 51, Pt. 1.

Rep. Herron moved that House Bill No. 2396 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

House Bill No. 1832 -- Pensions and Retirement Benefits -- Allows for members of certain school boards to become members of TCRS. Amends TCA, Title 8, Ch. 35, Pt. 2.

On motion, House Bill No. 1832 was made to conform with Senate Bill No. 1828.

On motion, **Senate Bill No. 1828**, on same subject, was substituted for House Bill No. 1832.

Rep. Byrd moved passage of Senate Bill No. 1828 on third and final consideration, which motion prevailed by the following vote:

Ayes.	95
Noes.	0

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton -- 95.

A motion to reconsider was tabled.

***House Bill No. 2425** -- Health -- Restricts disclosure of information by department about sexually transmitted diseases. Amends TCA, Title 68, Ch. 10.

On motion, House Bill No. 2425 was made to conform with Senate Bill No. 2433.

On motion, **Senate Bill No. 2433**, on same subject, was substituted for House Bill No. 2425.

Rep. Starnes moved passage of Senate Bill No. 2433 on third and final consideration, which motion prevailed by the following vote:

Ayes	81
Noes	15
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Collier, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Hassell, Hawkins, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Lawson, Long, Love, May, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Stallings, Starnes, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 81.

Representatives voting no were: Chiles, Coffey, Copeland, Crain, Harrill, Henry, Kent, McAfee, Moody, Peroulas, Scruggs, Stafford, Swann, Tankersley, Ussery -- 15.

Representative present and not voting was: Napier -- 1.

A motion to reconsider was tabled.

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

House Bill No. 1428 -- Sunset Laws -- Extends termination date of Board of Polygraph Examiners. Amends TCA, Title 4, Chs. 3, 29; Title 62, Ch. 27.

On motion, House Bill No. 1428 was made to conform with Senate Bill No. 1460.

On motion, **Senate Bill No. 1460**, on same subject, was substituted for House Bill No. 1428.

Rep. King moved that Senate Bill No. 1460 be passed on third and final consideration.

Rep. King moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 1460 by deleting Section 2 in its entirety and by substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 4-29-212(a), is amended by adding the following new item to be appropriately designated:

() Board of polygraph examiners, created by Section 62-27-104;

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. King moved that Senate Bill No. 1460, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	95
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, King, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

House Bill No. 1602 -- Sunset Laws -- Extends termination date of Department of Tourist Development. Amends TCA, Title 4, Chs. 3, 4, 29; Title 8, Ch. 23; Title 11, Ch. 25; Title 54, Ch. 17.

Rep. King moved that House Bill No. 1602 be passed on third and final consideration.

Rep. King moved to amend as follows:

Amendment No. 1

Amend House Bill No. 1602 by deleting Section 2 in its entirety and by substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 4-29-209(a), is amended by adding the following new item to be appropriately designated:

() Department of tourist development, created by Section 4-3-101;

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. King moved that House Bill No. 1602, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	97
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

***House Joint Resolution 0562 -- Naming and Designating --** Designates bridge in Marshall County as "Billy Pope Bridge".

Rep. DePriest moved that House Joint Resolution No. 562 be adopted which motion prevailed by the following vote:

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

Ayes.	94
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

House Bill No. 1783 -- Criminal Offenses -- Adds factor of age of elderly victims as element of aggravated rape; increases penalty for such offenses. Amends TCA 39-2-6003.

On motion, House Bill No. 1783 was made to conform with Senate Bill No. 1362.

On motion, **Senate Bill No. 1362**, on same subject, was substituted for House Bill No. 1783.

Rep. Kisber moved that Senate Bill No. 1362 be passed on third and final consideration.

Rep. Clark moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 1362 by deleting from the amendatory language of subdivision (5) of SECTION 1 the word and figure "sixty (60)" and substituting instead the word and figure "thirteen (13)".

Rep. Kisber moved that Amendment No. 1 be tabled, which motion failed by the following vote:

Ayes.	19
Noes.	75
Present and not voting.	2

Representatives voting aye were: Coffey, Curlee, DeBerry, Head, Herron, Ivy, Jared, Kent, King, Kisber, Naifeh, Peroulas, Purcell, Tankersley, Tanner, Turner (Hamilton), Wheeler, Wolfe, Mr. Speaker Murray -- 19.

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

Representatives voting no were: Bell, Bewley, Bivens, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Collier, Crain, Cross, Davidson, Davis (Cocke), Davis (Knox), DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Jackson, Jones, R. (Shelby), Kernell, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Nance, Napier, Odom, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Whitson, Williams, Winningham, Wix, Wood, Yelton -- 75.

Representatives present and not voting were: Bragg, Jones, U. (Shelby) -- 2.

Rep. Ellis moved the previous question, which motion prevailed by the following vote:

Ayes.	86
Noes.	7

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Hassell, Hawkins, Head, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, King, Kisber, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stallings, Starnes, Swann, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wood, Yelton, Mr. Speaker Murray -- 86.

Representatives voting no were: Harrill, Henry, Rhinehart, Stafford, Tankersley, Ussery, Wolfe -- 7.

Rep. Clark renewed his motion for adoption of Amendment No. 1, which motion prevailed by the following vote:

Ayes.	74
Noes.	19
Present and not voting.	4

Representatives voting aye were: Bell, Bewley, Bragg, Buck, Burnett, Bushing, Byrd, Chiles, Clark, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Hassell, Hawkins, Hillis, Holcomb, Hurley, Huskey, Ivy, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Lawson, Long, Love, May, McAfee, Miller,

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

Montgomery, Moore (Shelby), Nance, Napier, Odom, Phillips, Pruitt, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wood, Yelton -- 74.

Representatives voting no were: Bivens, Cain, Coffey, Collier, Harrill, Henry, Herron, Holt, Jackson, Jared, Moody, Naifeh, Peroulas, Purcell, Rhinehart, Tankersley, Turner (Hamilton), Wolfe, Mr. Speaker Murray -- 19.

Representatives present and not voting were: Head, Hobbs, Kisber, Moore (Lawrence) -- 4.

Rep. Ellis moved the previous question, which motion prevailed by the following vote:

Ayes.	73
Noes.	20
Present and not voting.	1

Representatives voting aye were: Bewley, Bivens, Buck, Burnett, Bushing, Byrd, Cain, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DePriest, Dixon, Drew, Ellis, Gaia, Garrett, Good, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Kent, King, Kisber, Long, Love, May, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Phillips, Pruitt, Purcell, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Stafford, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams, Wix, Wood, Yelton, Mr. Speaker Murray -- 73.

Representatives voting no were: Bell, Bragg, DeBerry, Duer, Frensley, Harrill, Jared, Jones, U. (Shelby), Kernell, Lawson, Miller, Moody, Peroulas, Rhinehart, Scruggs, Stallings, Turner, C. (Shelby), Ussery, Winningham, Wolfe -- 20.

Representative present and not voting was: Clark -- 1.

Thereupon, Rep. Kisber moved that Senate Bill No. 1362, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller,

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

***House Bill No. 1515** -- Insurance Companies, Agents, Brokers -- Prohibits lender from requiring hazard insurance in excess of value of improvement on land. Amends TCA 56-8-106.

On motion, House Bill No. 1515 was made to conform with Senate Bill No. 1716.

On motion, **Senate Bill No. 1716**, on same subject, was substituted for House Bill No. 1515.

Rep. West moved passage of Senate Bill No. 1716 on third and final consideration, which motion prevailed by the following vote:

Ayes.....	95
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

***House Bill No. 1510** -- Health -- Exempts certain X-ray machines from paying inspection fee. Amends TCA 68-23-503.

On motion, House Bill No. 1510 was made to conform with Senate Bill No. 1881.

On motion, **Senate Bill No. 1881**, on same subject, was substituted for House Bill No. 1510.

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

Rep. West moved passage of Senate Bill No. 1881 on third and final consideration, which motion prevailed by the following vote:

Ayes.	95
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

House Bill No. 1782 -- Banks and Financial Institutions -- Adds Maryland and District of Columbia to region included within Tennessee Regional Reciprocal Banking Act. Amends TCA 45-12-102.

On motion, House Bill No. 1782 was made to conform with Senate Bill No. 2091.

On motion, **Senate Bill No. 2091**, on same subject, was substituted for House Bill No. 1782.

Rep. West moved passage of Senate Bill No. 2091 on third and final consideration, which motion prevailed by the following vote:

Ayes.	91
Noes.	3
Present and not voting.	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 91.

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

Representatives voting no were: Crain, Hawkins, Napier -- 3.

Representative present and not voting was: Long -- 1.

A motion to reconsider was tabled.

***House Bill No. 2053 -- Taxes, Real Property --** Permits certain residents to pay property taxes in certain number of installments.

Rep. Hassell moved that House Bill No. 2053 be passed on third and final consideration.

Rep. Miller moved to amend as follows:

Amendment No. 1

Amend House Bill No. 2053 by deleting the language "SECTION 2. this act", and by substituting instead the words "This section".

AND FURTHER AMEND by adding the following new Section 2:

SECTION 2. Tennessee Code Annotated, Title 67, Chapter 5, Part 18, is amended by adding the following language as a new section to be appropriately designated:

Section ____ Notwithstanding any provision of the general law or any private act to the contrary and except as provided in Section 1 of this act, the county legislative body of any county is authorized and empowered to permit any retired person over sixty-five (65) years of age and living on a fixed income, to pay in quarterly installments any real estate tax assessed and levied on real estate situated within the county and used as a primary residence of such person. The authorizing resolution shall prescribe the terms and conditions under which quarterly payments can be made, the date on which quarterly payments of such tax shall be due and payable, fix the manner of payment, the official receipt to be given to the taxpayer, and do all other things necessary to enable and expedite the payment of the tax in quarterly installments.

On motion, Amendment No. 1 was adopted.

Rep. Miller moved to amend as follows:

Amendment No. 2

Amend House Bill No. 2053 by adding the following at the end of the amendatory section in Section 2:

Provided, however, in any county having a population of not less than 319,625 nor more than 319,725 according to the 1980 federal census of population or any subsequent federal census, the county legislative body shall

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

authorize, within sixty (60) days of the effective date of this act, such retired persons to make such real estate tax payments on a quarterly basis in accordance with the provisions of this section.

On motion, Amendment No. 2 was adopted.

Thereupon, Rep. Hassell moved that House Bill No. 2053, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	93
Noes.	3

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 93.

Representatives voting no were: Ivy, Moore (Lawrence), Napier -- 3.

A motion to reconsider was tabled.

Mr. Speaker Murray relinquished the Chair to Rep. DeBerry, Speaker Pro Tempore.

House Bill No. 1779 -- Loan Companies -- Enacts "Tennessee Pawnbrokers Act of 1988". Amends TCA, Title 45, Ch. 6.

Rep. Rhinehart moved that House Bill No. 1779 be passed on third and final consideration.

* Rep. Rhinehart moved to amend as follows:

Amendment No. 1

Amend House Bill No. 1779 by deleting the punctuation "." from the end of Section 3(2) and inserting the following language:

; purchasing merchandise for resale from dealers and traders.

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

AND FURTHER AMEND by deleting from Section 3(3) the word "Pledge" and inserting instead the word "Pledged".

AND FURTHER AMEND by deleting from Section 3(6)(B) the punctuation "." from the end and substituting instead the following language:

, but shall still meet all reporting procedures to law enforcement offices as with a pawn transaction.

AND FURTHER AMEND by deleting from Section 3(6)(B) the language "five (5)" and inserting instead the language "sixty (60)".

AND FURTHER AMEND by inserting in Section 4 between the language "and public securities;" and "to make loans on real" the language "to purchase tangible personal property from individuals on the condition it may be redeemed or repurchased by the seller at a fixed price within a fixed time not to be less than sixty (60) days;".

AND FURTHER AMEND by deleting from Section 6(b) the language "or misdemeanor".

AND FURTHER AMEND by deleting from the end of Section 6(c) the language ", excepting a corporation that is publicly traded".

AND FURTHER AMEND by deleting from Section 7 in item (5) the word "audited" and substituting instead the word "unaudited".

AND FURTHER AMEND by deleting from Section 7 in item (6) the language "or misdemeanor".

AND FURTHER AMEND by inserting in Section 7 in item (7) between "sheriff" and "that petitioner" the language "and/or the Tennessee bureau of investigations".

AND FURTHER AMEND by deleting from Section 7 in item (7) the language "or misdemeanor".

AND FURTHER AMEND by deleting from the end of Section 7 the punctuation "." and inserting the language "plus to pay directly for the costs of the city, sheriff, and Tennessee bureau of investigations investigating the petitioner."

AND FURTHER AMEND by deleting in the first sentence of Section 8 the language "state, county, and municipal privilege license" and substituting instead the language "business tax and any other taxes".

AND FURTHER AMEND by deleting from Section 8 in the first sentence the word "same" which is between the language "business at the" and "place".

AND FURTHER AMEND by inserting in the second sentence of Section 8 between "transferred" and "one (1) place" the word "from".

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

AND FURTHER AMEND by inserting in the second sentence of Section 9 between "pawn transaction," and "enter upon the" the language "and/or buy-sell transaction,".

AND FURTHER AMEND by inserting in the second sentence of Section 9 following the words "the pawn ticket," the language "and/or buy-sell ticket,".

AND FURTHER AMEND by inserting in Section 9 in item (6) following "race," the language "sex, date of birth".

AND FURTHER AMEND by deleting the last paragraph from Section 9 and inserting instead the following:

These records shall be delivered to the appropriate law enforcement agency each day except Sunday and shall be made available for inspection each day, except Sunday, before the hour of ten o'clock a.m. (10:00 a.m.) by the sheriff of the county and the chief of police of the municipality in which the pawnbroker is located. These records shall be a correct copy of the entries made of the pawn transactions and/or buy-sell transactions and shall be carefully preserved without alteration and shall be available during regular business hours for inspection by the appropriate law enforcement officers as herein provided.

AND FURTHER AMEND by deleting from Section 11 following "Additionally, upon" the language "the date of".

AND FURTHER AMEND by deleting from Section 11 before "section shall be reprinted" the word "This" and substituting instead the language "The foregoing portion of this".

AND FURTHER AMEND by deleting from Section 11 the language "at public auction without procuring an auctioneer's license".

AND FURTHER AMEND by deleting from Section 11 the last two (2) paragraphs thereof.

AND FURTHER AMEND by inserting in item (7) of Section 12 following "or as security" the language "or under a buy-sell agreement".

AND FURTHER AMEND by adding a new item (10) to the end of Section 12:

(10) No pawnbroker shall keep open his place of business before eight o'clock a.m. (8:00 a.m.) or after six o'clock p.m. (6:00 p.m.) of any day during the year, with the exception of thirty (30) days before Christmas, meaning November 25 through December 24, of each year, and then the pawnbroker may open his place of business at eight o'clock a.m. (8:00 a.m.) and shall be entitled to close same at nine o'clock p.m. (9:00 p.m.).

AND FURTHER AMEND by deleting from Section 13(a) the word "said" and substituting instead the word "such".

AND FURTHER AMEND by deleting from the first sentence in Section 13(b) the word "informing" and substituting instead the language "making a report to".

AND FURTHER AMEND by inserting in the first sentence of Section 13(b) between "providing the" and "agency" the language "law enforcement".

AND FURTHER AMEND by deleting from the first sentence of Section 13(b) the word "timely".

AND FURTHER AMEND by inserting in the first sentence of Section 13(b) between "days after" and "the theft" the language "obtaining knowledge of".

AND FURTHER AMEND by deleting from Section 13(b) the word "said" wherever it may appear and substituting instead the word "such".

AND FURTHER AMEND by deleting the last paragraph from Section 13 and substituting instead the following:

In the event that the party asserting ownership of the pawned article has provided such timely report of the theft and/or loss of such article and the pawnbroker presents acceptable evidence to the law enforcement agency of having received proper proof of ownership from the person selling or pledging the property, then and only then shall it be understood the law enforcement agency has satisfied its processes, duties and responsibilities. It shall then inform the party alleging ownership that it will be necessary for that person to commence an appropriate civil action for the return of the items within thirty (30) days of receiving such motion. The pawnbroker shall not be required to surrender such property to any law enforcement officer or agency or any other person absent an appropriate warrant.

AND FURTHER AMEND by inserting at the end of Section 13 the following language:

If for any reason after the local authorities have seized certain property and are unable to locate the rightful owner thereof after due diligence then such property can be returned to the pawnbroker upon the pawnbroker executing a hold harmless agreement to the local authorities pursuant to Tennessee Code Annotated, Title 33, Chapter 40.

AND FURTHER AMEND by deleting from Section 15 the word "said" and substituting instead the word "such".

AND FURTHER AMEND by deleting from Section 15 the language "is to" and substituting instead the word "shall".

AND FURTHER AMEND by deleting Section 16 in its entirety and substituting instead the following:

Section 16. Pawnbroker shall furnish the names of his/her suppliers from whom pawnbroker had purchased merchandise for resale upon request from any law enforcement agency, whether city, county, or state. This information is not to be recorded nor sent to any law enforcement agency but shall be maintained at the pawnshop for a period of at least one (1) year from the date of purchase.

AND FURTHER AMEND by deleting Section 18 in its entirety and substituting instead the following:

Section 18. (a) Every person, firm or corporation, their agents or employees, who shall knowingly violate any of the provisions of this act shall, on conviction thereof, be deemed guilty of a misdemeanor, and shall be fined a sum not to exceed five hundred dollars (\$500.00) for each offense, and at the discretion of the court, may be imprisoned to the county workhouse for a period of time not to exceed six (6) months. If such violation is by an owner or major stockholder and/or managing partner of the pawnshop and such violation is knowingly committed by the owner, major stockholder or managing partner of the pawnshop, then the license of such pawnbroker or pawnbrokers may be suspended or revoked at the discretion of the city and/or county clerk.

(b) The provisions of subsection (a) shall not apply to violations of Section 12(7) which deal with the taking of any article in pawn, pledge or as security under any buy-sell agreement from any person which is known to such pawnbroker to be stolen. Any violation under Section 12(7) shall be prosecuted pursuant to Tennessee Code Annotated, Sections 39-3-1112 and 39-3-1113.

AND FURTHER AMEND by deleting Section 19 in its entirety and substituting instead:

All of the incorporated municipalities, cities and taxing districts in this state may have authority by ordinance to adopt the provisions of this act and may have authority to adopt such further rules and regulations as the legislative councils of such incorporated municipalities, cities and tax districts may deem right and proper. Provided, however, no incorporated municipality, city or taxing district shall have authority to regulate: (1) interest, fees and insurance charges; (2) hours; (3) the nature of the business or types of pawn transactions; or (4) license requirements.

AND FURTHER AMEND by adding the following new section before the last section and appropriately renumbering the last section:

Section ____ Tennessee Code Annotated, Title 45, Chapter 6, is hereby repealed.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Rhinehart moved that House Bill No. 1779, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

Ayes.	96
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

Senate Bill No. 2210 -- Revenue, Dept. of -- Allows commissioner to enter reciprocal agreements with other states to provide fuel use tax registration of certain vehicles. Amends TCA, Title 67, Ch. 3.

Further consideration of Senate Bill No. 2210, previously considered on Thursday, March 24, 1988, at which time it was substituted for House Bill No. 1990.

Rep. Bragg moved passage of Senate Bill No. 2210 on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

House Bill No. 2086 -- Courts, Juvenile -- Permits legislative bodies to designate elected clerk to serve as clerk of special juvenile court. Amends TCA 37-1-211.

On motion, House Bill No. 2086 was made to conform with Senate Bill No. 2274.

On motion, **Senate Bill No. 2274**, on same subject, was substituted for House Bill No. 2086.

Rep. Burnett moved passage of Senate Bill No. 2274 on third and final consideration, which motion prevailed by the following vote:

Ayes.....	92
Noes.....	1
Present and not voting.....	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 92.

Representative voting no was: Jones, U. (Shelby) -- 1.

Representative present and not voting was: Napier -- 1.

A motion to reconsider was tabled.

House Bill No. 2038 -- Education -- Makes possession of drug paraphernalia a violation of School Security Act of 1981. Amends TCA, Title 49, Ch. 6, Pt. 42.

Rep. U. Jones (Shelby) moved that House Bill No. 2038 be passed on third and final consideration.

Rep. Williams moved to amend as follows:

Amendment No. 1

Amend House Bill No. 2083 by deleting SECTION 1 in its entirety and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-4202, is amended by adding the following new subsections to be designated as (3) and (4) and by renumbering present subsections (3) and (4) accordingly:

(3) "School" means all public schools which conduct classes in any grade from kindergarten through twelve (12).

(4) "Drug Paraphernalia" means all equipment, products and materials of any kind which are used, intended for use, or designed for use in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, injecting, ingesting, inhaling, or otherwise introducing into the human body a drug as defined in subsection (2) of this section. An electronic pager in the possession of a student shall be included in this definition if used or intended for use as defined by this subsection.

FURTHER AMEND by deleting the misspelled word "paraphanalina" wherever it appears in SECTIONS 2--8, and substituting instead the word "paraphernalia".

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. U. Jones (Shelby) moved that House Bill No. 2038, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

***House Bill No. 2476 -- Hospitals and Health Care Facilities -- Prohibits assessment of penalty against nursing homes for certain conditions; regulates refrigeration temperature. Similar to *SB 1674/HB 1774. Amends TCA 68-11-804, 816.**

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

Rep. Williams moved that House Bill No. 2476 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	0
Present and not voting.	2

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, King, Kisber, Lawson, Long, Love, May, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

Representatives present and not voting were: Gaia, Kernell -- 2.

A motion to reconsider was tabled.

***Senate Bill No. 1409 -- County Officers -- Clarifies legislative intent concerning most recent increases in compensation of county officers and clerks of courts. Similar to *SB 1347. Amends TCA 8-24-102, 104.**

Further consideration of Senate Bill No. 1409, previously considered on February 17, 1988, at which time it was substituted for House Bill No. 1396, failed to pass on third consideration and was re-referred to the Calendar and Rules Committee

Rep. Naifeh moved that Senate Bill No. 1409 be reset on the Calendar for Monday, April 4, 1988, which motion prevailed.

CONSENT CALENDAR

House Resolution No. 0110 -- Memorials, Professional Achievement -- Honors George Jones, 1988 "Small Business Executive of the Year".

House Resolution No. 0111 -- Memorials, Professional Achievement -- Honors Reverend Alvin O'Neal Jackson on superlative job at Mississippi Boulevard Baptist Church.

House Resolution No. 0112 -- Memorials, Public Service -- Honors Robert Granville Campbell for community service.

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

House Resolution No. 0113 -- Memorials, Public Service -- Commends Lt. Charlie Coleman on exemplary job on Knoxville police force.

House Resolution No. 0114 -- Memorials, Congratulations -- Congratulates Mr. and Mrs. Hubert A. Patton on fiftieth wedding anniversary.

House Joint Resolution 0649 -- Memorials, Sports -- Congratulates Bartlett High School varsity cheerleaders on winning national Universal Cheerleaders Association championship.

Senate Joint Resolution 0406 -- Memorials, Congratulations -- Honors Warren County girls' JROTC Drill team on winning the Tri-state championship.

Senate Joint Resolution 0415 -- Memorials, Professional Achievement -- Honors Dr. Thomas F. Frist, Chief Medical Officer and Chairman of Board of HCA.

House Bill No. 2473 -- Oak Ridge -- Revises boundaries and changes bond interest rate for Oak Ridge Utility District. Amends Chapter 503, Private Acts of 1951, as amended.

Rep. Kisber moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, and that all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 1792 -- Insurance, Credit Life -- Changes from ten to fifteen years before credit life and health insurance policies are subject to the provisions of TCA Title 56, Chapter 7, Part 9. Amends TCA 56-7-901, 903, 904.

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

Due to absence of Rep. Burnett from chamber, House Bill No. 1792 was reset on the Calendar for Monday, April 4, 1988, which motion prevailed.

Mr. Speaker Murray resumed the Chair.

UNFINISHED BUSINESS

RULES SUSPENDED

Rep. Starnes moved that the rules be suspended for the purpose of recalling Senate Joint Resolution No. 421 from the General Welfare Committee to the floor, which motion prevailed.

***Senate Joint Resolution 0421 -- State Employees -- Urges State Insurance Committee to examine state preferred provider network and appropriate legislative committees to study preferred provider organizations.**

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Starnes, the resolution was concurred in by the following vote:

Ayes.....	95
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

• A motion to reconsider was tabled.

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

BILLS WITHDRAWN

On motion of Rep. Severance, House Bill No. 1698 was recalled from the State and Local Government Committee.

On motion of Rep. Severance, House Bill No. 1698 was withdrawn from the House.

RULES SUSPENDED

Rep. DeBerry moved to suspend Rule No. 81 (1), relative to the time for placing bills on notice in Committee, so that House Bill No. 1695 can be heard by the Commerce Committee on Tuesday, April 5, 1988, which motion prevailed.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1695: Reps. Naifeh and Dixon added as prime sponsors.

House Bill No. 1780: Rep. Rhinehart added as a prime sponsor.

House Bill No. 1783: Reps. Turner (Hamilton) and Drew added as prime sponsors.

House Bill No. 2001: Reps. Peroulas and Severance added as prime sponsors.

House Bill No. 2053: Rep. Drew added as a prime sponsor.

House Bill No. 2368: Rep. Rhinehart, Hobbs, Ridgeway, Kisber, Collier, Love, DeBerry, Turner C. (Shelby), Jared and Wheeler added as prime sponsors.

SPONSORS WITHDRAWN

On motion of Rep. Bragg, his name was removed as a sponsor of House Bill No. 1780.

ANNOUNCEMENTS

The Special Joint Committee to study the Future of Tennessee's Agricultural Economy, formed pursuant to House Joint Resolution No. 109 of 1987, has filed its interim report which is on file in the Clerk's office.

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

INTRODUCTION OF RESOLUTIONS

House Resolution No. 0115 -- General Assembly, Studies -- Creates special House committee to study affixation of motor vehicle license revalidation decals. by *King.

The Speaker referred House Resolution No. 115 to the State and Local Government Committee.

House Resolution No. 0116 -- Memorials, Public Service -- Commends Agnes Bird, Alfreda Delaney and Joyce Marshall on receipt of Selwyn award. by *Drew.

The Speaker referred House Resolution No. 116 to the Calendar and Rules Committee.

House Joint Resolution 0650 -- General Assembly, Proclamations -- Proclaims May 28, 1988 as "America's Kids in Need Weekend". by *Naifeh, *Bushing.

The Speaker referred House Joint Resolution No. 650 to the Calendar and Rules Committee.

House Joint Resolution 0651 -- Memorials, Recognition and Thanks -- Honors McKendree Village on 25th anniversary. by *West.

The Speaker referred House Joint Resolution No. 651 to the Calendar and Rules Committee.

House Joint Resolution 0652 -- Memorials, Professional Achievement -- Recognizes Joan Meletioui on receipt of Knoxville Chamber of Commerce BEST award. by *Severance.

The Speaker referred House Joint Resolution No. 652 to the Calendar and Rules Committee.

House Joint Resolution 0653 -- Memorials, Professional Achievement -- Recognizes Allen Morgan, Principal on receipt of Knoxville Chamber of Commerce BEST award. by *Severance.

The Speaker referred House Joint Resolution No. 653 to the Calendar and Rules Committee.

House Joint Resolution 0654 -- Memorials, Professional Achievement -- Recognizes Bobbi McGarity, Principal on receipt of Knoxville Chamber of Commerce BEST award. by *Severance.

The Speaker referred House Joint Resolution No. 654 to the Calendar and Rules Committee.

House Joint Resolution 0655 -- Memorials, Recognition and Thanks -- Extends appreciation to Betty Ferguson on suggestion in Employee Suggestion Program. by *Robinson Ruth.

The Speaker referred House Joint Resolution No. 655 to the Calendar and Rules Committee.

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

House Joint Resolution 0656 -- Memorials, Recognition and Thanks -- Extends appreciation to Jack Greene for suggestion in Employee Suggestion Program. by *Robinson Ruth.

The Speaker referred House Joint Resolution No. 656 to the Calendar and Rules Committee.

House Joint Resolution 0657 -- Memorials, Congratulations -- Recognizes Dr. Benjamin Byrd, recent honoree of the National Conference of Christians and Jews. by *Chiles.

The Speaker referred House Joint Resolution No. 657 to the Calendar and Rules Committee.

House Joint Resolution 0658 -- Memorials, Congratulations -- Recognizes Annette Eskind, recent honoree of the National Conference of Christians and Jews. by *Chiles.

The Speaker referred House Joint Resolution No. 658 to the Calendar and Rules Committee.

House Joint Resolution 0659 -- Memorials, Retirement -- Honors Dr. Lee Williams on his retirement. by *Drew.

The Speaker referred House Joint Resolution No. 659 to the Calendar and Rules Committee.

INTRODUCTION OF BILLS

House Bill No. 2494 -- Mass Transit -- Establishes regional transportation authority. by *Robinson Robb, *Love, *Pruitt, *Purcell, *Ellis, *Garrett, *West, *Bushing, *Odom, Napier, Frensley, Buck, Hobbs, Bell, Davidson, Wix, Head, Long, Moore Calvin.

Passed first consideration.

House Bill No. 2495 -- Scott County -- Establishes salary range for county service officer. Amends Chapter 599, Private Acts of 1951, as amended. by *Winningham.

Passed first consideration.

HOUSE BILLS ON SECOND CONSIDERATION

***House Bill No. 2489** -- Anderson County -- Passed second consideration and held on the Clerk's desk.

House Bill No. 2490 -- Weakley County -- Passed second consideration and held on the Clerk's desk.

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

House Bill No. 2491 -- Haywood County -- Passed second consideration and held on the Clerk's desk.

House Bill No. 2492 -- Dyersburg -- Passed second consideration and held on the Clerk's desk.

House Bill No. 2493 -- Lincoln County -- Passed second consideration and held on the Clerk's desk.

ENROLLED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill No. 1483; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bill No. 1483.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 1938 and 2332; substituted for Senate Bills on same subjects and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 623, 624, 629 and 646; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 1602, 2001 and 2396; and House Joint Resolution No. 562; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

THURSDAY, MARCH 31, 1966 -- SEVENTY-SEVENTH LEGISLATIVE DAY

ENROLLED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 623, 624, 629 and 646; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 623, 624, 629 and 646.

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 2038, 2053, 2473 and 2476; and House Joint Resolution No. 649; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 1483, 1496, 1678, 1966, 2153, 2241, 2434, 2436 and 2450; also, House Joint Resolutions Nos. 470, 486, 561, 604, 607, 609, 612, 613, 614, 615, 619, 623, 624, 629 and 646; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1184, 1514, 1539, 1551, 1631, 1632, 1728, 1915, 1953, 2126, 2185, 2358 and 2427; also, Senate Joint Resolutions Nos. 408, 409, 410 and 416; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

THURSDAY, MARCH 31, 1968 -- SEVENTY-SEVENTH LEGISLATIVE DAY

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 1779; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 1483, 1496, 1678, 1966, 2153, 2241, 2434, 2436 and 2450; and House Joint Resolutions Nos. 470, 486, 561, 604, 607, 609, 612, 613, 614, 615, 619, 623, 624, 629 and 646 ; for his action.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1431, 2171, 2190 and 2274; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 1431, 2171, 2190 and 2274.

SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 1184, 1514, 1539, 1551, 1631, 1632, 1728, 1915, 1953, 2126, 2185, 2358, 2427; Senate Joint Resolutions Nos. 408, 409, 410 and 416.

ENROLLED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 1938 and 2332; and House Resolutions Nos. 110, 111, 112, 113 and 114; and find same correctly enrolled and ready for the signature(s) of the Speaker(s).

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 1938 and 2332; House Resolutions Nos. 110, 111, 112, 113 and 114.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1756, 1957, 2050 and 2487; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

***Senate Bill No. 1756 -- County Government --** Revises maximum compensation for certain county officials in certain counties. Amends TCA 8-24-102. (HB 1709).

***Senate Bill No. 1957 -- Bingo --** Establishes framework for regulation of bingo. Amends TCA 39-6-609; Title 48, Ch. 3, Pt. 5; Title 62, Ch. 33. (HB 1814).

***Senate Bill No. 2050 -- Alcoholic Beverages --** Increases number of special occasion licenses by charitable, non-profit or political organization in calendar year. Amends TCA 57-4-102. (HB 2274).

Senate Bill No. 2487 -- Humboldt -- Permits non residents to vote in municipal elections under certain conditions. Amends Chapter 77, Private Acts of 1913, as amended. (*HB 2485).

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 417, 434 and 435; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Joint Resolution No. 417 -- Memorials, Retirement -- Honors Scott Brown on his retirement as editor and publisher of the Claiborne Progress newspaper.

*** Senate Joint Resolution No. 434 -- Memorials, Government Officials --** Urges Board of Pharmacy to designate John B. Hackworth an honorary pharmacist.

Senate Joint Resolution No. 435 -- Memorials, Congratulations -- Congratulates Senator and Mrs. John T. Hicks on fortieth wedding anniversary.

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES

In accordance with **Rule No. 48**, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 2449, 2480, 2489, 2491 and 2493.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following additional bills and/or resolutions on the Consent Calendar for Monday, April 4, 1988: House Bills Nos. 1627, 2094, 2089; House Resolution No. 116; House Joint Resolutions Nos. 651, 652, 653, 654, 655, 656, 657, 658 and 659; House Bills Nos. 2449, 2480, 2489, 2491 and 2493.

PHILLIPS, Chairman.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following additional bills and/or resolutions on the calendar for Thursday, April 7, 1988: House Bills Nos. 2032, 1374, 2326, 1746 and 1745.

PHILLIPS, Chairman.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills and/or resolutions on the calendar for Monday, April 11, 1988: House Bills Nos. 2406, 1625, 1837, 2333, 2120, 1666, 1460, 2092, 1785, 1940, 1857 and 2347.

PHILLIPS, Chairman.

ROLL CALL

The roll call was taken with the following results:

Present 97

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller,

THURSDAY, MARCH 31, 1988 -- SEVENTY-SEVENTH LEGISLATIVE DAY

Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

On motion of Rep. Naifeh, the House adjourned until 5:00 p.m., Monday, April 4, 1988.